GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

SWD- PUBILC SERVICES- Allegation against Sri.A.Tirupathaiah the then HWO, SWBH-I, Kothapatnam, presently ASWO(Retd) regarding financial irregularities- Disciplinary action initiated – A.P.A.T. Order dated:31-10-2011 in O.A.No.9694 of 2009 filed by Sri.A.Tirupathaiah, ASWO(Retd)- sanction of interest amount of Rs.89,095 – Orders –Issued.

SOCIAL WELFARE (VIGILANCE/A2) DEPARTMENT

G.O.RT.No. 382 Dated:08-09-2015.
Read the following:

1. From the Commissioner of Social Welfare , Hyd., Lr.No.F2/7135/06, dated:19-9-2008.
2. G.O.Rt.No.387 Social Welfare (Ser.II.1) Dept., dated:25-5-2009.
3. A.P.A.T. Orders in O.A.No.9964 of 2009 dated:31-10-2011.
4. Govt. Memo. No.7689/Ser.II.2/2009-15, dated:16-7-2012.
5. From the Commissioner of Social Welfare, Hyd., Lr.No.N2/4818/2008-1, dated:17-10-2013.

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ORDER:

The Commissioner of Social Welfare, Hyderabad in his Lr.1st read above, has reported that District Collector, Prakasam conducted enquiry through B.C. Welfare Officer, Ongole into the alleged financial irregularities committed by Sri.A.Tirupathaiah, the then Hostel Welfare Officer, S.W. Boys Hostel-1, Kothapatnam, based on the news item appeared in Eenadu dated:16-10-2005. The Enquiry Officer concluded that Sri.A. Tirupathaiah has misappropriated Govt. funds totaling to Rs.1,63,778-44 Ps.

2. Sri.A.Tirupathaiah retired unconditionally on attaining age of superannuation of (58) years on 30-06-2006 and the individual contested that the recovery of an amount of Rs.1,63,778-44 Ps is not maintainable as the enquiry was conducted without following the procedure as per APCS(CCA) Rules, 1991.

3. In the G.O. 2nd read above, Provisional pension @ 75% as per Rule 52 of APRP rules, 1980 was sanctioned to Sri.A.Tirupathaiah ASWO(Retd) pending disciplinary action.

4. In the ref 3rd read above, the Hon'ble A.P. Administrative Tribunal, Hyderabad has directed to release the balance of entire pensioner benefits and terminal benefits including the amount of Rs.1,63,778-44Ps. to the applicant, Sri.A.Tirupathaiah ASWO(Retd(, Prakasam District, together with interest at the rate of 9% per annum.

5. Government vide ref 4th read above, have decided to implement the orders of the Hon'ble A.P. Administrative Tribunal in O.A.No.9694 of 2009 dated: 31-10-2011 as no disciplinary proceedings have been initiated and the limitation period of 4 years has already lapsed; and to recover the loss caused by Tirupathaiah ASWO(Retd), as per Rule 9(7) of the A.P. Revised Pension Rules, 1980.

6. The Commissioner in the reference 5th read above, has submitted that the AG, AP Hyderabad has released an amount of Rs.1,63,778/- but not the interest on the above withheld amount of gratuity and the A.G.,A.P. has stated that the interest shall be made as per Rule 46(1-A) of A.P. Revised Pension Rules, 1980.An amount of Rs.89,095/- (Rupees Eighty nine thousand ninety five only) has been calculated as the interest on the withheld amount of gratuity amount of Rs. 1,63,778/-from the period 1-7-2006 to 16-7-2012at the rate of 9% per annum and requested for necessary orders for releasing the said amount.

[P.T.O]

7. Government, after careful examination of the matter have decided to implement the orders of the Hon'ble A.P.A.T in O.A.No. 9964 of 2009 dated: 31-10-2011 and to release an amount of Rs. 89,095/-from the period 1-7-2006 to 16-7-2012 at the rate of 9% per annum.

8. The Director of Social welfare, A.P., Hyderabad is requested to take action accordingly and advised to file an appeal within the appeal period to avoid unnecessary burden to the exchequer.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR. VIJAY KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To,
Sri.A. Tirupathaiah ASWO(Retd), Prakasam District, through the Director of Social Welfare, A.P., Hyderabad.
The Director of Social Welfare, A.P., Hyderabad. (with a request to serve the copy of the order on the individual and to return the served copy with the acknowledgement of the individual).

Copy to:

The Accountant General, A.P., Hyderabad.
The District Treasury Officer, Ongole, Prakasam District.
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER